

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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Sherman Gottlieb, :
: Plaintiff, :
: :
: - against - : 04-CV-4202 (ILG) (VVP)
: :
Carnival Corporation, : **NOTICE OF MOTION**
: :
: Defendant. :
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PLEASE TAKE NOTICE that, upon the Declaration of Joseph J. Saltarelli, executed April 26, 2010, with exhibits, the accompanying Memorandum of Law, and all pleadings and prior proceedings had herein, Defendant Carnival Corporation (“Carnival”) respectfully moves pursuant to Fed. R. Civ. P. 50(b) for judgment as a matter of law dismissing Plaintiff’s claim under N.Y. General Business Law § 396-aa, and amending the Judgment entered March 29, 2010 upon the jury’s verdict with respect thereto (Docket No. 112).

Dated: New York, New York
April 26, 2010

Respectfully Submitted,

HUNTON & WILLIAMS LLP

By: Joseph Saltarelli
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Attorneys for Carnival Corporation

TO: Andre K. Cizmarik, Esq.
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Attorneys for Plaintiff Sherman Gottlieb

DECLARATION OF SERVICE

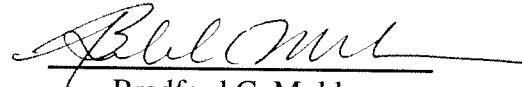
Bradford C. Mulder, hereby declares under penalty of perjury, pursuant to 28 U.S.C. § 1746, that:

I am the Managing Clerk for the law firm of Hunton & Williams LLP, attorneys for Defendant Carnival Corporation.

On April 26, 2010, I served a true copy of the attached Notice of Motion, on counsel of record for Plaintiff, at the address listed below, via the Court's ECF System.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 26, 2010



Bradford C. Mulder

TO: Andre K. Cizmarik, Esq.
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